

No. 11(112)80-3-Lab/5792.—In pursuance of the provision of section-17 of the Industrial Dispute Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of M/s Pack Master Private Limited, Sector-4, Faridabad.

BEFORE SHRI NATHU RAM SHARMA PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 197 of 1979

Between

SHRI ILYAS WORKMAN AND THE MANAGEMENT OF M/S PACK MASTER PRIVATE LIMITED, SECTOR 4, FARIDABAD

Presentt.—

Shri Bhim Singh Yadav, for the workman.

Shri J. S. Saroha, for the management.

AWARD

1. By order No. FD/18-79/31096, dated 7th July, 1979, the Governor of Haryana referred the following dispute between the management of M/s. Pack Master Private Limited, Sector-4, Faridabad and its workman Shri Ilyas, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Ilyas was justified and in order ? If not, to what relief is he entitled ?

2. On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, issues were framed on 30th November, 1979 and the case was fixed for the evidence of the management. The management obtained three adjournments and lastly settled the dispute. The workman has received a sum of Rs. 1,500 only from the management and executed a receipt Ex. M-1 and the settlement Ex. M-2 and prayed for an award in terms of the settlement. I have seen the settlement. It is just and fair. The workman received a sum of Rs. 1,500 from the management in full and final settlement of his dispute and shall have no right or any claim or reinstatement or re-employment, and no dispute remained pending thereafter.

Dated 7th April, 1980.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal,
Haryana Faridabad.

No. 338, dated 9th April, 1980

Forwarded (four copies) to the Secretary to Government, Haryana, Labour & Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal,
Haryana Faridabad.

No. 11(112)-80-3Lab/5804.—In pursuance of the provision of section 17 of the Industrial Dispute Act, 1947 (Act. No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer Industrial Tribunal, Faridabad, in respect of the dispute between the workmen and the management of M/s. Associated Cold Stores N.I.T., Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 299 of 1978

Between

THE WORKMAN AND THE MANAGEMENT OF M/S ASSOCIATED COLD STORES
N. I. T., FARIDABAD

Present:—

Shri R. L. Sharma, for the workmen.

Shri R. C. Sharma, for the management.

AWARD

1. By order No. ID/FD/67-78/31576, dated 27th July, 1978 the Governor referred the following dispute between the management of M/s. Associated Cold Stores NIT, Faridabad and its workmen, to this Tribunal for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Dispute Act, 1947:—

1. Whether the workmen are entitled to the grant of dearness allowance ? If so, with what details and from which date ?
2. Whether the workmen are entitled to the grant of bonus for the years 1974-75, 1975-76, 1976-77 and 1977-78 ? If so, with what details ?
3. Whether the workmen should be supplied with uniforms ? If so, with what details ?
4. Whether the grade and scales of pay of the workmen should be framed ? If so, with what details ?

2. On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, following issues were framed on 6th June, 1979:—

1. Whether the name of the management has been wrongly given in the order of reference and the demand notice ? If so, to what effect ?
2. Whether the dispute has been properly espoused by a substantial number of workmen ?
3. Whether the workmen are entitled to the grant of dearness allowance ? If so, with what details and from which date ?
4. Whether the workmen are entitled to the grant of bonus for the years 1974-75, 1975-76, 1976-77 and 1977-78 ? If so, with what details ?
5. Whether the workmen should be supplied with uniforms ? If so, with what details ?
6. Whether the grade and scales of pay of the workmen should be framed ? If so, with what details ?

And the case was fixed for the evidence of the workman. The representative for the management had stated that the order of reference describes the name of the management wrongly. The representative for the workmen stated that he want to get the name of the management corrected and shall move therefore. Lastly the representative for the workmen withdrew the reference stating that they shall get a fresh reference. Withdrawal was permitted. In the circumstance, I give my award that there is no dispute between the parties as given in the order of reference. However, the workman shall not be debarred from raising a fresh dispute against the correct management.

Dated 26th March, 1980.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.

No. 292, dated 31st March, 1980.

Forwarded (four copies) to the Secretary to Government Haryana Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Dispute Act.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.